

House Bill No. 901

An act relating to the City of Jacksonville; extending the operation of chapters 89-439 and 91-362, Laws of Florida, relating to the Council of the City of Jacksonville and the City of Jacksonville Environmental Protection Board, notwithstanding the board's scheduled expiration on October 1, 2001; providing for the use of procedures under chapter 120, Florida Statutes, including the hiring of administrative law judges, for proceedings involving air or water pollution in which the board seeks to impose a penalty; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. (a) Notwithstanding the provisions of section 2 of chapter 89-439, Laws of Florida, and section 1 of chapter 91-362, Laws of Florida, sections 1 and 3 of chapter 89-439, Laws of Florida, shall not terminate and be of no further force and effect on October 1, 2001, as scheduled by such acts, but sections 1 and 3 of chapter 89-439, Laws of Florida, as amended by section 2 of chapter 91-362, Laws of Florida, shall continue to exist and operate.

(b) In all proceedings involving air or water pollution in which the City of Jacksonville Environmental Protection Board seeks to impose a penalty, it shall, at the option of the citizen, follow the procedures described in sections 120.569 and 120.57, Florida Statutes, including, when appropriately requested, the hiring of administrative law judges within the Division of Administrative Hearings to preside over disputed cases.

Section 2. This act shall take effect October 1, 2001.

Approved by the Governor May 30, 2001.

Filed in Office Secretary of State May 30, 2001.